IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT
THE HON'BLE MS JUSTICE G.ROHINI
WRIT PETITION NO : 2968 of 2005

Between:

M. Sasirekah, W/o. M.Rami Reddy, aged about 40 years,
R/o.H.No.3-106/A, Hanuman Nagar, Chaitanyapuri, Hyderabad.

... PETITIONER

AND

The Vice-Chairman & Managing Director,
A.P. Housing Board, Gruhakalpa, M.J. Road, Hyderabad.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondent in not reducing the rent to the open space measuring 36 sft., allotted to the petitioner at Block M.II, Manoranjan Building, M.J. Road, Hyderabad is highly illegal, arbitrary and unjustified with a direction to the respondent to reduce the rent for the open space of 36 sft., allotted to the petitioner at Block M.II, Manoranjan Building, M.J.Road, Hyderabad.

Counsel for the Petitioner: MR.M.V.S.SAI KUMAR

Counsel for the Respondent: MR.J.PRABHAKAR

The Court at the stage of admission made the following:

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ORDER:

The petitioner seeks a declaration that the alleged action of the respondent in not reducing the rent to the open space allotted to her is arbitrary and illegal. However, it is brought to my notice by the learned Standing Counsel for the Respondent that by proceedings dated 15-02-2005, the respondent has already cancelled the allotment in favour of the petitioner. The learned counsel for the petitioner does not dispute the same.

In the circumstances, the relief as prayed for cannot be granted. However, the petitioner is granted liberty to challenge the proceedings dated 15-02-2005 by working out appropriate remedy as available under law.

The Writ Petition is accordingly disposed of. No order as to costs.

G. ROHINI, J

Dated: 18-02-2005
LSK

ASSISTANT REGISTRAR.

To
1. Two C.D. copies.
2. The Vice-Chairman & Managing Director,
   A.P. Housing Board, Gruhakalpa, M.J. Road, Hyderabad.